



House of Representatives

File No. 820

General Assembly

January Session, 2013

(Reprint of File No. 352)

House Bill No. 5278
As Amended by House Amendment
Schedule "A"

Approved by the Legislative Commissioner
May 17, 2013

AN ACT AUTHORIZING FIREFIGHTERS TO CONDUCT CHARITABLE FUNDRAISING BOOT DRIVES ON STATE HIGHWAYS.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (NEW) (*Effective October 1, 2013*) Notwithstanding any
2 provision of section 14-298 of the general statutes or any regulation
3 adopted thereunder, the Office of the State Traffic Administration
4 shall, at the request of a local traffic authority of a municipality, issue a
5 special event permit to allow members of the fire department of such
6 municipality to use a state highway, other than a limited access
7 highway, to collect donations for charitable purposes. No such permit
8 shall be issued except for the use of a state highway at an intersection
9 controlled by a traffic control signal or stop sign where the posted
10 speed limit is thirty miles per hour or less. No permit shall be issued
11 for a period of more than one day. No local traffic authority shall be
12 issued more than two such permits per year per fire company. The
13 issuance of a permit shall be considered an agreement by the
14 municipality to indemnify and hold harmless the state against any
15 financial loss and expense arising out of any claim, demand, suit or

- 16 judgment resulting from or related to the issuance of the permit or the
17 collection of donations.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2013</i>	New section

The following Fiscal Impact Statement and Bill Analysis are prepared for the benefit of the members of the General Assembly, solely for purposes of information, summarization and explanation and do not represent the intent of the General Assembly or either chamber thereof for any purpose. In general, fiscal impacts are based upon a variety of informational sources, including the analyst's professional knowledge. Whenever applicable, agency data is consulted as part of the analysis, however final products do not necessarily reflect an assessment from any specific department.

OFA Fiscal Note

State Impact:

Agency Affected	Fund-Effect	FY 14 \$	FY 15 \$
Emergency Services and Public Protection, Dept.	GF - Potential Cost	See Below	See Below

Municipal Impact:

Municipalities	Effect	FY 14 \$	FY 15 \$
Various Municipalities	Potential Cost	See Below	See Below

Explanation

The bill requires the Office of the State Traffic Administration to issue a special event permit allowing municipal fire departments to use a state highway to collect donations for charity. To the extent that the Office of the State Traffic Administration requires the municipal fire department to have a police escort there may be a potential cost to the Department of Emergency Services and Public Protection or a municipal police department.

House "A" struck the original bill and results in the fiscal impact as stated above.

The Out Years

The annualized ongoing fiscal impact identified above would continue into the future subject to inflation.

OLR Bill Analysis**HB 5278 (as amended by House "A")******AN ACT AUTHORIZING FIREFIGHTERS TO CONDUCT CHARITABLE FUNDRAISING BOOT DRIVES ON STATE HIGHWAYS.*****SUMMARY:**

This bill requires the Office of the State Traffic Administration (formerly the State Traffic Commission), when asked by a municipality's traffic authority, to issue special event permits allowing the municipality's fire department members to collect donations for charity on a state highway, other than a limited access highway. The permits for these charitable fundraisers (also known as boot drives) are valid for one day only.

The bill limits the (1) location of boot drives to intersections controlled by a traffic control signal or stop sign where the posted speed limit is 30 miles per hour or less and (2) number of permits issued to an authority to two per year for any fire company. It specifies that the permit is an agreement by the municipality to indemnify and hold harmless the state against any financial loss and expense arising out of any claim, demand, suit, or judgment resulting from or related to the issuance of the permit or collection of donations.

*House Amendment "A" limits the validity of permits and number and locations of the boot drives, and adds the indemnity provision.

EFFECTIVE DATE: October 1, 2013

BACKGROUND***Office of the State Traffic Administration***

This office has jurisdiction over state highways, including authority

to adopt regulations governing their use (CGS § 14-298).

COMMITTEE ACTION

Public Safety and Security Committee

Joint Favorable

Yea 23 Nay 0 (03/19/2013)

Transportation Committee

Joint Favorable

Yea 23 Nay 0 (04/30/2013)